IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE SIDE

CRIMINAL APPLICATION NO.810 OF 2006

Mr.Ashok Kumar S/o Madhavlal Anchliya ..Applicant

Versus

The State of Maharashtra ..Respondent

Mr.A.M.Saraogi for applicant

Mr.P.A.Pol, APP for State

CORAM : S.C.DHARMADHIKARI,J.

DATE : 22nd NOVEMBER, 2006

P.C.:

1. During the course of his submissions Shri Saraogi the learned counsel appearing for the applicant states that the applicant has not been summoned once by the Kapur Bawadi Police Station in connection with C.R.No.209 of 2006. He submits that the statements in para 3 of the affidavit as also para 7 are patently false and even now the applicant is willing to show his bonafides by attending the concerned police station. Mr. Saraogi states that an opportunity be given to the applicant to

show his bonafides and for that purpose hearing of this application be postponed for one week.

2. After taking instructions he makes a further statement that the applicant will attend Kapur Bawadi Police Station tomorrow i.e. 23rd November, 2006 and day after tomorrow between 11.00 a.m. and 5.00 p.m. and render all assistance and cooperate in the investigation.

3. At the request of Shri Saraogi and to enable the applicant to show his bonafides S.O. for one week.

4. Needless to state that if applicant does not attend tomorrow as also on Friday and thereafter as and when summoned this application shall stand dismissed without any further reference to this court. Thereupon, the interim protection comes to an end forthwith.

5. However, to enable the applicant to avail of the opportunity as above, he shall not be arrested till 29th November, 2006.

6. All concerned to act on a copy of this order duly authenticated.

(S.C.Dharmadhikari, J.)